

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

OLIVIER GOUREAU and OLIVIER GOUREAU, INC.

Plaintiffs-Counterclaim Defendants,

-against -

NOEMI GOUREAU, NICOLAS GOUREAU, STEPHANIE
GOUREAU, GOOBERRY CORP., NOG
INTERNATIONAL, INC., and FOPPS, INC.

Defendants-Counterclaim Plaintiff.

GOOBERRY CORP.,

Third Party Plaintiff,

-against-

SACHA GOUREAU,

Third Party Defendant.

Civil Action No.:
12 cv 6443 (PAE)(DF)

**NOTICE OF GOUREAU
DEFENDANTS'
MOTION FOR PARTIAL
JUDGMENT ON THE
PLEADINGS**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Defendant-Counterclaim Plaintiff-Third Party Plaintiff Gooberry Corp., and Defendants' Noemi Goureau, Nicolas Goureau, and Fopps, Inc. (collectively, the "Goureau Defendants") Motion for Partial Judgment on the Pleadings, the Goureau Defendants respectfully move the United States District Court for the Southern District of New York for an order dismissing them, in part, from the Amended Complaint in the above-captioned adversary proceeding.

Pursuant to Local Rule 6.1(b)(2), Plaintiffs' Opposition to the Goureau Defendants' Motion for Partial Judgment on the Pleadings shall be served by March 1, 2013 and the Goureau

Defendants' Reply Memorandum in Further Support of Their Motion for Partial Judgment on the Pleadings shall be served within seven days after service of Plaintiffs' answering papers.

Respectfully submitted,

**TANNENBAUM HELPERN
SYRACUSE & HIRSCHTRITT LLP**

/s/ Jaclyn H. Grodin

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Third Party Plaintiff Gooberry Corp. and
Defendants Noemi Goureau, Nicholas
Goureau and Fopps, Inc.*

Dated: New York, New York
February 12, 2013

CERTIFICATE OF SERVICE

I hereby certify that this document was filed through the ECF system on February 12, 2013, and, accordingly, will be sent to the registered participants identified on the Notice of Electronic Filing.

/s/ Jaclyn H. Grodin